

THE BOARD OF EXAMINERS OF PSYCHOLOGY MINUTES

April 11, 2005

A regular meeting of the Board of Examiners of Psychology was held at the Division of Occupations, 911 Leawood Drive, Frankfort, Kentucky on April 11, 2005.

MEMBERS PRESENT

Henry S. Davis, Ph.D., Chair
S. Abby Shapiro, Ph.D., Vice Chair
Richard Applegate, M.A.
Barbara Kay Jefferson, Ph.D.
Andrew A. Meyer, Ph.D.
Diane Sobel, Ph.D.
John C. Runyon, M.S.
Andrew B. Jones, Jr., Ph.D.
Ruth Winter Bauman

OCCUPATIONS & PROFESSIONS STAFF

Wendy Satterly, Board Administrator

OTHERS PRESENT

Mark Brengelman, Assistant Attorney General

MEMBERS ABSENT

None

CALL TO ORDER

Henry S. Davis, Ph.D., Chair called the meeting to order at 10:06 a.m.

MINUTES

The minutes of the March 7, 2005, meeting were called to the attention of the members. A motion was made by Dr. Meyer to approve the minutes, as presented. Motion, seconded by Dr. Shapiro, carried.

FINANCIAL STATEMENT

The Board reviewed the financial statement indicating a balance of \$191,710.76 as of March 31, 2005. A motion was made by Mr. Applegate to accept the financial statement. Motion, seconded by Dr. Jefferson, carried.

DIRECTOR'S REPORT

In the absence of Mr. Parrish, Ms. Satterly informed the Board that monies would not be taken from the Psychology Board for purposes of the General Fund in this biennium budget. Ms. Satterly also stated legislation to require criminal history background checks for psychologists and licensees for other mental health related Boards failed to pass into law.

COMPLAINTS

The Board reviewed correspondence that was received in the Board office on March 31, 2005, from Elmer Maggard, Ph.D. A motion was made by Dr. Jefferson to amend the proposed agreement between Dr. Maggard and the Board to reflect a two-party payment plan binding on both the Board and Dr. Maggard. Motion, seconded by Mr. Runyon, carried. Dr. Davis recused from voting on the motion. Mr. Brengelman agreed to draft and edit prior correspondence for the Board in this matter.

Case 01-13 - A motion was made by Mr. Runyon to issue a Board Order stating that the psychologist submit written documentation as to his status with the Board in Illinois. Motion, seconded by Dr. Jefferson, carried. Drs. Shapiro, Sobel and Mr. Applegate recused from voting on the motion. Mr. Brengelman agreed to draft the Board Order in this matter.

Case 04-26 - A motion was made by Mr. Runyon to send a letter to the complainant in this matter with a deadline date of April 30, 2005 to submit a signed release form, and to dismiss the initiating complaint if the

signed release form is not filed with the Board on or before April 30, 2005. Motion, seconded by Dr.

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Jefferson, carried. Drs. Davis, Shapiro, Sobel and Mr. Applegate recused from voting on the motion.

Case 05-02 - The Board reviewed an initiating complaint and the response from the psychologist upon summary by the Complaints Screening Committee with the assistance of counsel. A motion was made by Mr. Runyon to dismiss the complaint for lack of evidence to support a violation of the law and regulations. Motion, seconded by Dr. Meyer, carried. Drs. Shapiro, Sobel and Mr. Applegate recused from voting on the motion.

COMMITTEE REPORTS

CONTINUING EDUCATION COMMITTEE CONTINUING EDUCATION COMMITTEE

No report.

EXAMINATION COMMITTEE

Dr. Davis informed the Board that oral examinations are scheduled for Friday, June 24, 2005.

Ms. Satterly informed the Board that there will be an oral examination scheduled before the full Board after its regularly scheduled meeting on May 2, 2005, at 1:30 p.m. for a Licensed Psychological Practitioner candidate.

SUPERVISION COMMITTEE

No Report

CREDENTIALS REVIEW COMMITTEE

No Report

DISCIPLINED PSYCHOLOGISTS REPORT

No Report

EXPIRED LICENSURE/CERTIFICATE REPORT

The Board reviewed a list of licensed psychologists/certified psychologists whose license/certificates had expired and had not been renewed within the ninety (90) day grace period. A motion was made by Dr. Sobel to send a "certified letter" to each individual notifying them that their license/certificate was being cancelled and that in order to be reinstated they would need to submit the appropriate renewal fee plus a penalty fee of \$100. Motion, seconded by Mr. Runyon, carried.

OLD BUSINESS

Ms. Satterly informed the Board that the revised regulations became effective on March 8, 2005 and new law booklets were now available on the web and in print.

Discussion regarding the draft Opinion and Declaratory Ruling Regarding 1099 and W2 Employees was deferred until the next Board meeting to be held on Monday, May 2, 2005.

Dr. Jones gave a report to the Board regarding the APA requirements for sponsorship of continuing education programs. The Board requested that Dr. Jones draft a summary of his findings to include suggestions and forward to Board members and staff by email for review prior to the next Board meeting.

Dr. Shapiro informed the Board that she and Ms. Satterly would be working on a draft of the Board newsletter to be reviewed at the next Board meeting and asked that Board members submit articles to her or Ms. Satterly to be included in the newsletter.

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The Annual Board Retreat will be held on July 14 and 15, 2005, at Natural Bridge State Park. Dr. Davis stated that he would working on a draft retreat agenda for review at the next Board meeting.

E-mail was reviewed from Michael E. Samuals, Ph.D. regarding possible dates for a follow-up meeting of the Kentucky Data Health Council project and selected Boards participating in the project. Dr. Shapiro stated that she would work with Dr. Sobel regarding the Council's proposed dates and in order for one of them to be in attendance at the meeting.

Dr. Meyer, Mr. Applegate and Mr. Runyon gave a report on the ASPPB 20th Midyear Meeting which they attended in Portland, Oregon on April 7 through April 10, 2005. The focus of the meeting was identifying and managing pre-licensure character and fitness issues. Dr. Meyer also stated that the New Board Member Orientation program was extremely informative.

NEW BUSINESS

Correspondence was reviewed from Stephanie R. Brasfield, Ethics Office with the American Psychological Associate asking if the Board had adopted or followed the APA Ethics Code. Ms. Satterly informed the Board that Ms. Brasfield had contacted her by telephone and had been told that the Board had it's own code of conduct incorporated by statute and regulation and had not adopted the APA Code of Ethics.

Correspondence was reviewed and noted from ASPPB asking for the call for nominations for ASPPB Board of Directors, Fellows, and Awards. The Board did not have any nominations for the categories mentioned in the memorandum from ASPPB.

E-mail was reviewed from James P. Benassi, attorney, asking for procedures for requesting records from a psychologist. Mr. Brengelman agreed to draft correspondence for the Board in this matter.

A motion was made by Ms. Bauman to approve payment of travel expenses and per diem compensation for eligible members in attendance at today's meeting. Motion, seconded by Dr. Meyer, carried.

The next scheduled Board meeting is to be held on Monday, May 2, 2005 at 10:00 a.m. at the Division of Occupations and Professions, 911 Leawood Drive, Frankfort, Kentucky.

The meeting adjourned at 11:25 p.m.

HSDavis, PhD

Approved